CHIEF SECRETARIAT

(GENERAL ADMINISTRATION DEPARTMENT)

Notification dated 21st August 1970.

No. GAD 101 INS 70. In the judgement of Mysore High Court dated 8th July 1970 in W. P. No. 1899 of 1968 (Shri N. S. Joshi Vs. Union of India and others) (Vide annexure 1) relating to the final Inter State Seniority List of Non-gazetted Officers in the cadre of I Division Clerks of Public Works Department published in the *Mysore Gazette* dated 18th April 1968, under Notification No. GAD 44 INS 68, dated 28th March 1968, the Court has quashed the rankings assigned to the Petitioner and respondents 4 to 46 in the final Inter State Seniority List referred to above following the decision in Subba Rao's case, and has directed the Central Government to reconsider the matter within 6 months after giving an opportunity for making representations to the petitioner, respondents 4 to 46 and such others who may be affected by the decision likely to be taken.

2 Similary, is W. P. No. 1311 to 1313 of 1968, 2039, 2092 to 2094, 2319, 3568 and 3570 of 1969 (Shri D. S. Joshi and other Vs Union of India and others) (vide annexure 2), the Court has quashed the rank assigned to each of the petitioners in the Final Inter State Seniority list of I Division Clerks of Public Works Deparment referred to above, with a direction to the Union of India to consider the matter after giving an opportunity to each of the petitioners for making representations and to such others who may be affected by the decision likely to be taken.

3 It is notified for the information of all the concerned officers, that representations in terms of the directions of the Court may be submitted in six sets within Fifteen days from the date of publication of this notification in the *Mysore Gazette*, addressed to the Secretary to the Government of India, Ministry of Home Affairs, New Delhi-1, throughthe Chief Secretary to the Government of Mysore, for consideration and disposal by the Government of India in terms of the directions of the High Court.

By Order and in the name of the Governor of Mysore,

R. A. DESHPANDE, *Dy. Secy. to Govt.,*
63 *General Administration Dept. (Integration).*

ANNEXURE-1.

Writ or Order under Article 226 of the Constitution

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Dated the 8th day of July 1970.

Writ Petition No. 1899/1968.

N. S. Joshi S/o S. N. Joshi ... ... *Petitioner.*

Vs.

1 The Union of India by its Secretary, Ministry of Home Affairs, New Delhi.
2 The State of Mysore by its Chief Secretary, Vidhana Soudha, Bangalore-1.
3 The Chief Engineer, Communication and Bldgs., New Public Offices, Bangalore-1
4 Anantharao Narayana Rao
5 V. Rajeeva Kalsi
6 H. Annayyappa
7 P. M. Poovappa
8 K. A. Pandi
9 M. Madhava
10 K. Balakrishna
11 K. Ravindranatha Shenoy
12 Abdul Majeed Khan
13 R. H. Kulkarni
14 B. C. Bhimaiah
15 R N. Deshpande
16 M. Kaliah
17 C. S. Ranganna
18 M. Nanjundappa
19 A. M. Azeez Mirza
20 P. Kamalaksha Pai
21 S. Praneshachar
22 Bindu Madhava Rao
23 D. K. Omkar
24 Syed Munzoor Ahmed
25 Naiz Mohammed Khan
26 Mohd. Ibrahim
27 N. H. Prahlad
28 C. Vasantha Rao
29 G. N. Pattana Shetty
30 S. M. Swamy
31 S. Subbanna
32 H. Nanjegowda
33 H. Sayeed Khan
34 B. Appaswamappa
35 M. Shivarudrappa
36 H. R. Suryanarayana Rao
37 C. N. Shenkaranarayana Rao
38 M. V. Venkata Rao
39 C. Abdul Ghani
40 P. N. Ramakrishna Naidu
41 N. Appaji Rao
42 G. B. Shanthappa
43 Y. Nagaraj
44 C G. Hari
45 M. D. Sampathkumar
46 K. Gapalaprabhu *Respondents.*

Writ Petition filed by the Petitioner under Article 226 of the Constitution with an affidavit praying that in the circumstances stated therein this Court may be pleased to quash the ranking assigned to the petitioner and respondents 4 to 46 in the gnal Inter-State Seniority List as per Notification No. GAD 44 INS 68 dated 28th March 1968 and published in the *Mysore Gazette* dated 18th April 1968 by the State of Mysore and etc.

This petition coming on for hearing in the persence of the Hon'ble Mr. Justice A. Narayana Pai and the Hon'ble Mr. Justice K. Bhimiah and after perusing the material papers relating to the petition and after hearing the arguments of Sri M. Rama Jois, the Advocate for the Petitioner and those of Sri V. L. Narayana Rao for Shri B. S. Keshava Iyengar,, Central Government Pleader for Respodent-1, Sri S. G. Doddakale Gowda, G vernment Advocate for Respondents 2 and 3 Shri K. J. Shetty for resp ndents 12, 15, to 17 30, 31, 34, 36 to 42, 43 and 45 and Shri V. N. Sathyanarayana for Respondent-6.

ordered as follows :—

The rank assigned to the aforesaid petitioner and respondents 4 to 46 in the Final Inter-State Seniority List of First Division Clerks in the Public Works Department as per Notification No. GAD 44 INS 68 dated 28th March 1968 and published in the *Mysore Gazette* dated 18th April 1968 is hereby quashed.

The respondent No. 1—the Union of India is hereby directed to re-consider the matter within six months from this date, after giving an opportunity for making representations to the petitioner and aforesaid respondents 4 to 46 and such others who may be affected by the decision likely to be taken.

K. GOPAL HEGDA,
Assistant Registrar.

ANNEXURE-2

it or Order under Article 226 of the Constitution.

IN THE HIGH COURT OF MYSORE AT BANGALORE.

Dated the 8th day of July 1970.

Writ Petitions Numbers 1311 to 1313-68, 2039, 2092 to 2094 2319, 3569 and 3570 of 1969.

In W.P.No. 1311/68. D. S. Joshi son of S. G. Joshi ...	*Petitioner.*
In W.P.No. 1312/68. S. B. Honnathi, son of Honnatti, B. B. ...	do
In W.P.No. 1313/68. F. B. Muthalagiri, son of B. F. Muthalagiri ...	do
In W P.No. 2039/69. K. M. Jagdal, son of M. M. Jagdal ...	do
In W P.No. 2092/69. S. K. Kabe, son of K. K. Kabe ...	do
In W.P. No. 2093/69. K. S Naik son of S. G. Naik ...	do
In W P. No 2094/69. R. G. Anant Bhat son of G. D. Anant Bhat ...	do
In W.P.No. 2319/69. K. B. Jorapur, son of Bheema Rao ...	do
In W.P. No. 3569/69 N. B. Deshpande son of Bheema Rao ...	do
In W. P.No. 3570/69. B. A. Annangi, son of Abdul Saheb ...	do

Vs.

In W.Ps.Nos. 1311 to 1313/68. 1. The Union of India and another ...	*Respondents.*
In W. Ps. Nos. 2039. 3569 and 3570/69. 1. The Union of India and 3 others ...	do
In W. Ps Nos. 2092 to 2094. 2319/69. 1. The Union of India and 2 others	do

Writ Petitions filed by the Petitioners under Art. 226 of the Constitutions with affidavits praying that in the circumstances stated therein this Court may be pleased to quash the ranking assigned to the petitioners in the final Inter State Seniority List of the First Division Clerks of Public Works Department as per Notification No. GAD 44 INS 68 dated 28th March 1968 as published in the *Mysore Gazette* dated 18th April 1968 etc., in all the Petitions.

These Petitions coming on for hearing in the presence of the Hon'ble Mr. Justice A. Narayana Pai and the Hon'ble Mr. Justice K. Bhimiah, and after perusing the meterial papers relating to the petitions and after hearing the arguments of Sri M. Rama Jois, Advocate for the petitioners in all the petitions and those of Sri U. L. Narayana Rao, For Sri B. S. Keshava Iyenger, Central Government Pleader for Respondent 1, in all the petitions, Sri S. G Doddakala Gowda, Government Advocate, for Respondent 2. in W. Ps. 1311 to 1315/68, and for Respedent 2 and 3. in W.Ps. Nos. 2039, 2092 to 2094, 2319, 3569 and 3570/69. Respondent No. 4, in W.Ps. 2039, 3569 and 3570/69 being absent.

It is ordered as follows :—

The rank assigned to each of the Petitioner aforesaid in the Final Inter State Seniority List of First Division Clerks in the Public Works Department as per Notification No GAD 44 INS 68 dated 28th March 1968 published in the *Mysore Gazette* dated 18th April 1968 is hereby quashed.

The Respondent No 1. Union of India is hereby directed to reconsider the matter after giving an opportunity to each of the petioner aforesaid for making representations and to such other who may be affected by the decision likely to be taken within six months from this date.

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